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Dkt. 45990-ZAA/JPW/ER

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants :Wai C. Wong, et al.  
U.S. Serial No.:09/933,106 Group Art Unit: 1624  
Filed :August 20, 2001 Examiner: V.Balasubramanian  
For :IMIDAZOLE AND IMIDAZOLINE DERIVATIVES AND USES  
THEREOF

1185 Avenue of the Americas  
New York, New York 10036  
November 3, 2003

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

NOTICE OF APPEAL FROM THE EXAMINER'S DECISION TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal from the decision of the Examiner mailed May 1, 2003 finally rejecting pending claims 1,3,4,7,10-12,14,21,22,24,25,27 and 28 in the above-identified application.

A response to the May 1, 2003 Final Office Action was originally due August 1, 2003. Applicants are concurrently filing a Petition For A Three-Month Extension of Time. With a three-month extension of time, the due date for filing a response to the May 1, 2003 Final Office Action is November 1, 2003. However, since November 1, 2003 falls on a Saturday, a response filed on the next succeeding day which is not a Saturday, Sunday or Federal Holiday, i.e. Monday, November 3, 2003, is considered timely filed under 37 C.F.R. §1.7. Accordingly, the subject application is pending today and this Notice of Appeal is being timely filed.

The required fee set forth in 37 C.F.R. §1.17(b) for filing a

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01-FC:1401 3630.00 DA

11/07/2003 AWONDAF1 00000140 033125 09933106

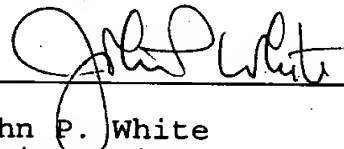
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The required fee set forth in 37 C.F.R. §1.17(b) for filing a Notice of Appeal for a large entity is THREE-HUNDRED AND THIRTY DOLLARS (\$330.00). Authorization is hereby given to charge the required fee of THREE-HUNDRED AND THIRTY DOLLARS (\$330.00) to Deposit Account No. 03-3125.

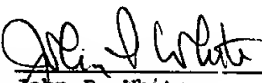
No fee, other than the required \$330.00 fee, is deemed necessary in connection with the filing of this Notice of Appeal. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
John P. White  
Reg. No. 28,678

11/3/03  
Date